

**EXPRESS MAIL NO. EL209906384US  
PATENT**

Attorney's Docket No. 3176-7452

**COMBINED DECLARATION AND POWER OF ATTORNEY**

(Original, Design, National Stage of PCT or CIP Application)

Inventors: Ritter, Rogers C.; Garibaldi, Jeffrey M.; Wolfersberger, Charles; Creighton, Francis M.; Werp, Peter R.; Hogg, Bevil J.; Blume, Walter M.

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name, I believe I am the original, first and sole inventor (if only one name is listed above) or an original, first and joint inventor along with those listed above (if plural names are listed above) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**OPEN FIELD SYSTEM FOR MAGNETIC SURGERY**

the specification of which: (Complete (a), (b) or (c) for type of application)

**REGULAR OR DESIGN APPLICATION**

- (a)        is attached hereto.
- (b)  x   was filed on December 14, 1998 as Application Serial No. 09/211,723 and was amended on    (if applicable).

**PCT FILED APPLICATION ENTERING NATIONAL STAGE**

- (c)        was described and claimed in International Application No.    filed on    and as amended on    (if any).

**ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR**

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations §1.56(a).

- In compliance with this duty there is attached an information disclosure statement.  
37 CFR 1.97.

## PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

[Complete (d) or (e)]

- (d)  no such applications have been filed.  
(e)  such applications have been filed as follows.

### EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

Country	Application No.	Date of filing (day, month, year)	Date of issue (day, month, year)	Priority (day, month, year)	Claimed
---------	-----------------	--------------------------------------	-------------------------------------	--------------------------------	---------

YES  NO

YES  NO

### ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

### CLAIM FOR BENEFIT OF PRIOR U.S. PROVISIONAL APPLICATION(S)

I hereby claim the benefit under Title 35, United States code, § 119(e) of any United States provisional application(s) listed below:

(Provisional Application Number)	(Filing Date)
----------------------------------	---------------

(Provisional Application Number)	(Filing Date)
----------------------------------	---------------

(Provisional Application Number)	(Filing Date)
----------------------------------	---------------

## CONTINUATION-IN-PART

(Complete this part only if this is a continuation-in-part application)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

---

(Application Serial No.) (Filing Date) (Status) (Patent, pending, abandoned)

---

(Application Serial No.) (Filing Date) (Status) (Patent, pending, abandoned)

## POWER OF ATTORNEY

As a named inventor, I hereby appoint the following attorney and/or agent to prosecute this application and transact all business in the U.S. Patent and Trademark Office connected therewith, before all competent international authorities in connection with any international application, and before all foreign patent offices in connection with the national phase of any international application or any foreign application, and to appoint any associate attorneys in connection with any application, either domestic, international or foreign national.

John M. Howell (25,261); Richard E. Haferkamp (29,072); Kenneth Solomon (31,427); Joseph M. Rolnicki (32,653); Joseph E. Walsh, Jr. (36,959); Alan H. Norman (32,285); Donald R. Holland (35,197); Bryan K. Wheelock (31,441); Charles E. Dunlap (35,124); Anthony G. Simon (40,813); Alan L. Cassel (35,842); Michael J. Thomas (39,857); Thomas A. Polcyn (41,256); Melodie W. Henderson (37,848); Bruce T. Atkins (P43,476); Michael E. Kondoudis (42,758)

---

Send Correspondence To Direct Telephone Calls To  
Bryan K. Wheelock  
HOWELL & HAERKAMP, L.C.  
7733 Forsyth Boulevard  
Suite 1400  
St. Louis, Missouri 63105  
Bryan K. Wheelock  
(314) 727-5188

---

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Rogers C. Ritter

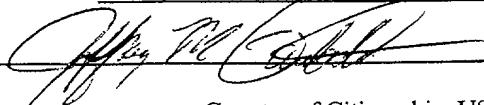
Inventor's signature Rogers C. Ritter

Date Feb. 2, 1999 Country of Citizenship USA

Residence 117 Chestnut Ridge Road, Charlottesville, VA 22911

Post Office Address 4041 Forest Park Avenue, St. Louis, MO 63108

Full name of second inventor Jeffrey M. Garibaldi

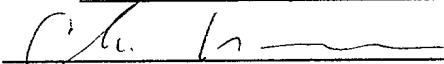
Inventor's signature 

Date 2-2-99 Country of Citizenship USA

Residence 3733A Huntington Valley Drive, St. Louis, MO 63129

Post Office Address 4041 Forest Park Avenue, St. Louis, MO 63108

Full name of third inventor Charles Wolfersberger

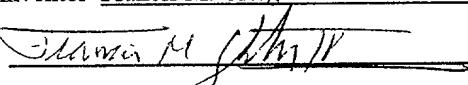
Inventor's signature 

Date 2-2-99 Country of Citizenship USA

Residence 34 North Maple, Ferguson, MO 63135

Post Office Address 4041 Forest Park Avenue, St. Louis, MO 63108

Full name of fourth inventor Francis M. Creighton

Inventor's signature 

Date 2-2-99 Country of Citizenship USA

Residence 4330 Lindell Blvd., Apt. E, St. Louis, MO 63108

Post Office Address 4041 Forest Park Avenue, St. Louis, MO 63108

Full name of fifth inventor Peter R. Werp

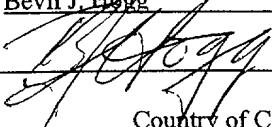
Inventor's signature 

Date 2/2/99 Country of Citizenship USA

Residence 4400 Lindell Blvd., Apt. 23B, St. Louis, MO 63108

Post Office Address 4041 Forest Park Avenue, St. Louis, MO 63108

Full name of sixth inventor Bevil J. Hogg

Inventor's signature 

Date 2/2/99 Country of Citizenship USA

Residence 1008 Alsace Court, Town & Country, MO 63017

Post Office Address 4041 Forest Park Avenue, St. Louis, MO 63108

Full name of seventh inventor Walter M. Blume

Inventor's signature Walter M. Blaine

Date 3/2/99 Country of Citizenship USA

**Residence 446 Oak Street, Webster Groves, MO 63119**

**Post Office Address** 4041 Forest Park Avenue, St. Louis, MO 63108

MFD  
4.20 w

101351922

SHEET

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof. 20

1. Name of conveying party(ies): Rogers C. Ritter, Charles Wolfersberger, Peter R. Werp, Bevil J. Hogg, Jeffrey M. Garibaldi		2. Name and address of receiving party(ies): Name: Stereotaxis, Inc.  Internal Address: 4041 Forest Park Avenue  St. Louis, Missouri 63108  Street Address: 4041 Forest Park Avenue  City <u>St. Louis</u> State: <u>Missouri</u> Zip: <u>63108</u>
Additional name(s) of conveying party(ies) attached: <u>Yes</u> <input checked="" type="checkbox"/> <u>No</u>		Additional name(s) & address(es) attached? <u>Yes</u> <input checked="" type="checkbox"/> <u>No</u>
3. Nature of Conveyance:  <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger  <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name  <input type="checkbox"/> Other _____		
Execution Date: <u>July 13, 1999 and July 16, 1999</u>		
4. Application number(s) or patent number(s):  If this document is being filed together with a new application, the execution date of the application is:		
A. Patent Application No.(s) <u>09/211,723</u>		B. Patent No.(s)
Additional numbers attached? <u>Yes</u> <input checked="" type="checkbox"/> <u>No</u>		
5. Name and address of party to whom correspondence concerning document should be mailed:  Name: Bryan K. Wheelock  Internal Address: 7733 Forsyth Boulevard, Suite 1400  Street Address: 7733 Forsyth Boulevard, Suite 1400  City: <u>St. Louis</u> State: <u>MO</u> ZIP: <u>63105</u>		6. Total number of applications and patents involved: <u>1</u>  7. Total fee (37 CFR 3.41) ..... <u>\$ 40.00</u>  <input checked="" type="checkbox"/> Enclosed  <input checked="" type="checkbox"/> Authorized to be charged to deposit account (if amount is insufficient)
8. Deposit account number: <u>18-1829</u>  (Attach duplicate copy of this page if paying by deposit account)		
01 FC:581 40.00 UP		DO NOT USE THIS SPACE
9. Statement and Signature. To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.		
Bryan K. Wheelock Name of person signing		<u>for Bryan K. Wheelock</u> Signature
		<u>04/17/2000</u> Date
Total number of pages including cover sheet, attachments, and document: <u>18</u>		
OMB No. 0651-0011 (exp. 4/94)		

PATENT

ASSIGNMENT

WHEREAS, we, Rogers C. Ritter, of 117 Chestnut Ridge Road, Charlottesville, Virginia; Jeffrey M. Garibaldi, of 3733A Huntington Valley Drive, St. Louis, Missouri; Charles Wolfersberger, of 34 North Maple, Ferguson, Missouri; Francis M. Creighton, IV, of 4330 Lindell Boulevard, Apartment E, St. Louis, Missouri; Peter R. Werp, 4400 Lindell Boulevard, Apartment 23B, St. Louis, Missouri; Bevil J. Hogg, 1008 Alsace Court, Town & Country, Missouri; and Walter M. Blume, 446 Oak Street, Webster Groves, Missouri, have invented certain new and useful improvements for an Open Field System for Magnetic Surgery, for which we filed U.S. patent application Serial No. 09/211,723 on December 14, 1998; and

WHEREAS, Stereotaxis, Inc., a corporation of the State of Delaware, having its principal office and place of business at 4041 Forest Park Avenue, St. Louis, Missouri 63108, is desirous of acquiring the entire right, title and interest in and to said invention and improvements as disclosed in said application, in and to said application, and in and to the patent to be obtained thereon.

NOW THEREFORE, in consideration of the sum of One Dollar (\$1.00) to us in hand paid, and other good and valuable consideration, the receipt and adequacy of all of which are hereby acknowledged, we, Rogers C. Ritter; Jeffrey M. Garibaldi; Charles Wolfersberger; Francis M. Creighton, IV; Peter R. Werp; Bevil J. Hogg; and Walter M. Blume, have sold, assigned and transferred and do hereby sell, assign and transfer unto said Stereotaxis, Inc., its successors or assigns, the entire right, title and interest in and to said invention and improvements as the same are disclosed in said application which was executed by us in and to said application, and in and to any Letters Patent, including divisionals, continuations, reissues, reexaminations and extensions to be obtained therefor in the United States and all foreign countries; and we further agree to cooperate with the assignee hereunder in the obtaining and sustaining of any and all such Letters Patent as the assignee may desire to apply for, but at the expense of said assignee.

The Commissioner of Patents or other proper official is hereby authorized and requested to issue said Letters Patent to said in accordance with this Assignment.

*Rogers C. Ritter*  
Rogers C. Ritter,

STATE OF Missouri

CITY OF St. Louis

On this 13 day of JULY 1999 before me, a Notary Public, within and for the County of ST. LOUIS, State of MISSOURI, personally appeared Rogers C. Ritter, to me known to be the person described in and who executed the foregoing assignment and acknowledged that he executed same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the date and year last above written.

**BRYAN K. WHEELOCK**  
Notary Public — Notary Seal  
**STATE OF MISSOURI**  
St. Louis County  
My Commission Expires: Jan. 28, 2000

*B. Wheelock*  
Notary Public

My Commission Expires: JANUARY 28, 2000

*J. M. Garibaldi*  
Jeffrey M. Garibaldi

STATE OF Missouri

CITY OF St. Louis

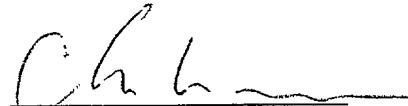
On this 13 day of JULY 1999 before me, a Notary Public, within and for the County of ST. LOUIS, State of MISSOURI, personally appeared Jeffrey M. Garibaldi to me known to be the person described in and who executed the foregoing assignment and acknowledged that he executed same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the date and year last above written.

**BRYAN K. WHEELOCK**  
Notary Public — Notary Seal  
**STATE OF MISSOURI**  
St. Louis County  
My Commission Expires: Jan. 28, 2000

*B. Wheelock*  
Notary Public

My Commission Expires: JANUARY 28, 2000

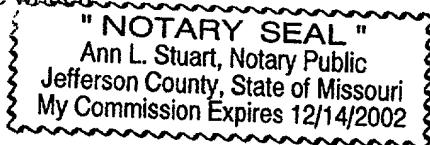
  
Charles Wolfersberger

STATE OF Missouri

CITY OF St. Louis

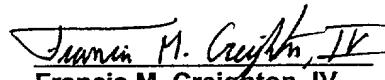
On this 16 day of July 1999 before me, a Notary Public, within and for the County of Jefferson, State of MO, personally appeared Charles Wolfersberger, to me known to be the person described in and who executed the foregoing assignment and acknowledged that he executed same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the date and year last above written.



  
Ann L. Stuart  
Notary Public

My Commission Expires: \_\_\_\_\_

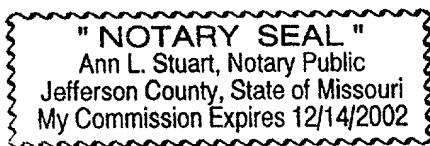
  
Francis M. Creighton, IV

STATE OF Missouri

CITY OF St. Louis

On this 15 day of July 1999 before me, a Notary Public, within and for the County of Jefferson, State of MO, personally appeared Francis M. Creighton, IV, to me known to be the person described in and who executed the foregoing assignment and acknowledged that he executed same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the date and year last above written.



  
Ann L. Stuart  
Notary Public

My Commission Expires: \_\_\_\_\_

*Peter R. Werp*  
Peter R. Werp

STATE OF Missouri

CITY OF St. Louis

On this 13 day of JULY 1999 before me, a Notary Public, within and for the County of St. Louis, State of Missouri, personally appeared Peter R. Werp to me known to be the person described in and who executed the foregoing assignment and acknowledged that he executed same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the date and year last above written.

BRYAN K. WHEELOCK  
Notary Public—Notary Seal  
STATE OF MISSOURI  
St. Louis County  
My Commission Expires: Jan. 28, 2000

*Bryant K. Wheelock*  
Notary Public

My Commission Expires: JANUARY 28, 1999

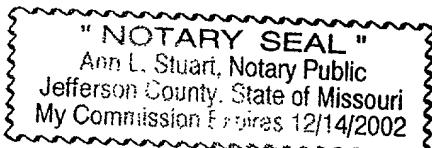
*Bevil J. Hogg*  
Bevil J. Hogg

STATE OF Missouri

CITY OF St. Louis

On this 16 day of July 1999 before me, a Notary Public, within and for the County of Jefferson, State of Missouri, personally appeared Bevil J. Hogg to me known to be the person described in and who executed the foregoing assignment and acknowledged that he executed same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the date and year last above written.



*Ann L. Stuart*  
Notary Public

My Commission Expires: \_\_\_\_\_

Walter M. Blume  
Walter M. Blume

STATE OF Missouri

:

CITY OF St. Louis

:

On this 13 day of JULY 1999 before me, a Notary Public, within and for the County of St. Louis, State of Missouri, personally appeared Walter M. Blume to me known to be the person described in and who executed the foregoing assignment and acknowledged that he executed same as his free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal the date and year last above written.

**BRYAN K. WHEELOCK**

Notary Public - Notary Seal

STATE OF MISSOURI

St. Louis County

My Commission Expires: Jan. 28, 2000

  
\_\_\_\_\_  
Notary Public

My Commission Expires: JANUARY 28, 2000